

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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MATTHEW FERO, et al.,

Plaintiffs,

v.

EXCELLUS HEALTH PLAN INC., et al.,

Defendants.

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**NOTICE OF MOTION**

6:15-CV-06569 EAW

**PLEASE TAKE NOTICE**, that upon the annexed Declaration of Hadley Lundback Matarazzo, dated December 10, 2021, together with exhibits A through D and the accompanying Memorandum of Law in support of Plaintiffs' Motion for Preliminary Approval of Settlement and upon all of the pleadings and proceedings herein, Plaintiffs, by their undersigned attorneys, move this Court under Fed. Civ. P. 23(e)(2) for an Order granting preliminary approval of class action settlement and directing notice of the proposed settlement.

Plaintiffs have consulted with counsel for the Excellus Defendants and Defendant BCBSA, and they do not object to this Motion.

DATED: December 10, 2021  
Rochester, New York

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